

Message

From: Minoli.Kevin@epa.gov [Minoli.Kevin@epa.gov]
Sent: 4/12/2018 12:42:26 AM
To: Fugh, Justina [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Re: here's an answer from Dave Apol

He Seems to respond better to you than to me, so if you want to I could reach back to him that would be great. I am happy to get on the phone with him at some point tomorrow and what type discuss what we want him to cover

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 8:07 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

Shall I ask him, or do you want to? I don't know where the EMC meeting is

From: Minoli, Kevin
Sent: Wednesday, April 11, 2018 8:05 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: Re: here's an answer from Dave Apol

Thanks! So that could work out just right. He could come for 10:30, speak for 10 minutes, and be back at OGE for his 11:00. Kevin

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On Apr 11, 2018, at 7:19 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

That I didn't see until just now. Sorry!

From: David J. Apol [<mailto:diapol@oge.gov>]
Sent: Wednesday, April 11, 2018 2:33 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: [SPAM-Sender] RE: here you go

Justina and Kevin,

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Before coming over, I would like to discuss what points and topics you intend to cover. I'm available to talk after 3:30 today.

Dave

From: Fugh, Justina [<mailto:Fugh.Justina@epa.gov>]
Sent: Wednesday, April 11, 2018 11:19 AM
To: David J. Apol
Subject: here you go

From: Minoli, Kevin
Sent: Tuesday, April 10, 2018 12:45 PM
To: 'Director of OGE' <director@oge.gov>
Subject: Request For Your Participation in a Meeting with EPA Senior Leaders This Thursday or Friday

Dear Director Apol- EPA's Executive Management Council (EMC) is meeting here in DC on Thursday and Friday morning of this week. The EMC is a 24-member body comprised of the top career official from each headquarters and regional office, plus, historically, the Deputy Administrator (because that position is currently vacant, I expect Henry Darwin, our Chief of Operations, will attend instead). I have made an emergency request for time on the agenda in order to address the current ethics crisis facing the agency, including those included in your letter. I request your assistance, or the assistance of members of your team, to help us plan how best to use the session. If you are available, I request your attendance at least for the opening of the session so that you can underscore the importance of an agency's senior leaders demonstrating their commitment to the Standards of Ethical Conduct – and particularly the importance of the role of career senior leaders in a moment when the conduct of an agency's political leadership fails to demonstrate such a commitment. Please let me know if you and others at OGE are available to assist as we prepare over the next two days. We have not been given a specific time for the session as I asked for the chance to consult with you and schedule around your availability, if possible.

Thank you for your interest in ethics at EPA and your assistance as we address the current situation.

Kevin

Kevin S. Minoli
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ED_002146_00000010-00002

regulation, or Government-wide policy. This email, including all attachments, may constitute a Federal record or other Government property that is intended only for the use of the individual or entity to which it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

Message

From: Elkins, Arthur [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6CFEF587834F388791A500A803E7B2-ELKINS, ARTHUR]
Sent: 4/30/2018 1:06:08 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
CC: Sheehan, Charles [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b55fd64b0e9c4e98bee51124089110d2-Sheehan, Charles]; Larsen, Alan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f5c96e714c314c7aa36c27e3181c8fae-Larsen, Alan]; Hanger, Eric [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=838407b8e5f64edf801df0f5fef70b51-Hanger, Eric]; Kaplan, Jennifer [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c4c37992666c40e7b27c7f7def3cab72-Kaplan, Jen]; Christensen, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5f4892056f1f4cfb998b2cd434052686-Christensen, Kevin]; Sullivan, Patrick F. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3feabd959c7644b594a53ff4066cc6d3-Sullivan, Patrick F.]
Subject: OGC Referral to OIG of Letter from the Office of Government Ethics

Kevin,

As a follow-up to the below email traffic, the OIG has concluded that it will review the following issues

Enforcement/Investigatory / Ex. 7(a)

Some of the above issues will be reviewed as part of previously announced OIG reviews (i.e. travel audit, security detail, AD hiring); and some will result in new reviews. As is our normal practice, we will release results of each of these separate reviews as completed, and will inform you and Agency leadership accordingly.

Thank you.

Art

From: Elkins, Arthur
Sent: Friday, April 06, 2018 8:56 PM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>
Cc: Sheehan, Charles <Sheehan.Charles@epa.gov>; Sullivan, Patrick F. <Sullivan.Patrick@epa.gov>; Larsen, Alan <Larsen.Alan@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>
Subject: Re: Referral of Letter from the Office of Government Ethics

Thanks, Kevin. We will process your request, and OGE referral, as a hotline complaint, consistent with our practice as described in your below note. I will speak to my staff on Monday and provide you with more detailed info on the path forward shortly thereafter.

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On Apr 6, 2018, at 8:35 PM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

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Please let us know if you have any questions or if you would like to discuss the letter.

Thank you, Kevin

Kevin S. Minoli

Principal Deputy General Counsel &
Designated Agency Ethics Official
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

<Letter to EPA DAEO.PDF>

Message

From: Hayley Miller [hayley.miller@huffpost.com]
Sent: 4/9/2018 7:04:12 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group
(FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: HuffPost inquiry

Hi Kevin,

I'm a reporter at HuffPost. Have you seen David Apol's letter requesting you investigate a number of reported ethical violations committed by EPA head Scott Pruitt? Do you have a response?

You can also reach me at 347-346-0553. Thank you!

--

Hayley Miller
Reporter, /HUFFPOST/
<http://huffpost.com/hayley-miller/>

Message

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Thank you for your interest in ethics at EPA and your assistance as we address the current situation.

Kevin

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Sent: 5/14/2018 5:49:29 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
CC: Sheehan, Charles [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b55fd64b0e9c4e98bee51124089110d2-Sheehan, Charles]; Larsen, Alan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f5c96e714c314c7aa36c27e3181c8fae-Larsen, Alan]; Hanger, Eric [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=838407b8e5f64edf801df0f5fef70b51-Hanger, Eric]; Kaplan, Jennifer [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c4c37992666c40e7b27c7f7def3cab72-Kaplan, Jen]; Christensen, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=5f4892056f1f4cfb998b2cd434052686-Christensen, Kevin]; Sullivan, Patrick F. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3feabd959c7644b594a53ff4066cc6d3-Sullivan, Patrick F.]
Subject: RE: OGC Referral to OIG of Letter from the Office of Government Ethics

Thanks for the follow-up, Kevin. The OIG point of contact re subject is Alan Larsen. Please include Eric Hanger as a cc on all related communications to Alan as well.

Thank you.

Art

From: Minoli, Kevin
Sent: Monday, May 14, 2018 11:30 AM
To: Elkins, Arthur <Elkins.Arthur@epa.gov>
Cc: Sheehan, Charles <Sheehan.Charles@epa.gov>; Larsen, Alan <Larsen.Alan@epa.gov>; Hanger, Eric <Hanger.Eric@epa.gov>; Kaplan, Jennifer <Kaplan.Jennifer@epa.gov>; Christensen, Kevin <Christensen.Kevin@epa.gov>; Sullivan, Patrick F. <Sullivan.Patrick@epa.gov>
Subject: RE: OGC Referral to OIG of Letter from the Office of Government Ethics

Arthur- I apologize for not replying sooner; I actually had a couple things hit me back to back and was out sick for a week when this came in.

Thank you for agreeing to review the issues as you describe them below. As I said in my referral, the ethics program stands ready to assist your office in any way we can, and are prepared to act should you determine to refer some or all of the matters back to us for administrative action.

Do you have a specific point (or points) of contact you would like me to work with on these matters moving forward? For example, attached is a PDF with emails potentially relevant to issue #5 below. I am happy to direct documents such as these in whatever way is most efficient/helpful for your office. To the extent I am referring matters that are not covered in one of the items below I will send those to the Hotline with a cc to Patrick and Personal Matters / Ex. 6 unless you prefer an alternative approach.

Finally, I think it would be helpful to ensure we are aligned on what the ethics team will do when we first hear of a potential issue. Obviously, if we hear about it in a way that we are aware of evidence of potential waste, fraud and abuse we refer those matters to your office. In the current environment, we hear a number of things and we read a lot in the media and on twitter that are essentially rumors when we first hear them. Our past and current practice is to see

if we can easily determine whether something like that has a basis in fact rather than immediately referring the rumor to your office. That could entail asking relevant employees a few questions about the matter. In light of the significant and high profile nature of the issues regarding Adm Pruitt, I wanted to remind your office of our approach and give you the opportunity to ask us to do something differently. If you think it is helpful, I am happy to discuss this aspect of our work with you or your team to ensure we are on the same page. My goal is to fulfill my responsibilities in a way that respects your independent investigation and does not conflict with it.

Thank you, Kevin

Kevin S. Minoli

Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

From: Elkins, Arthur

Sent: Monday, April 30, 2018 9:06 AM

To: Minoli, Kevin <Minoli.Kevin@epa.gov>

Cc: Sheehan, Charles <Sheehan.Charles@epa.gov>; Larsen, Alan <Larsen.Alan@epa.gov>; Hanger, Eric <Hanger.Eric@epa.gov>; Kaplan, Jennifer <Kaplan.Jennifer@epa.gov>; Christensen, Kevin <Christensen.Kevin@epa.gov>; Sullivan, Patrick F. <Sullivan.Patrick@epa.gov>

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Kevin,

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Cc: Sheehan, Charles <Sheehan.Charles@epa.gov>; Sullivan, Patrick F. <Sullivan.Patrick@epa.gov>; Larsen, Alan <Larsen.Alan@epa.gov>; Fugh, Justina <Fugh.Justina@epa.gov>

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<Letter to EPA DAEO.PDF>

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Sent: 4/11/2018 11:19:35 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
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Sent: 4/27/2018 12:34:18 AM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
CC: Keith, Jennie [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=79c2d25e4dfe45ceaf788a87f714cc0f-JKEITH]
Subject: I heard from OGE

Hi there,

This note confirms a telephone conversation I had recently with Dave Apol and Chris Schwarz about buddy passes.



Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

Anyway, OGE says that the solution, of course, is for the superior to pay the subordinate the full cost of each of the trips. And to cease any further trips under this arrangement.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
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You too....

Sent from my iPhone

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<Letter to EPA DAEO.PDF>

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Sent: 4/11/2018 7:54:40 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: RE: Left vmail - GM! Time tomorrow @ EMC

Got it. Thank you! I was going to let Henry know and Helena is going to let Ryan know...unless you'd like to. Just let me know.

Robin H Richardson
Principal Deputy Associate Administrator
Office of Congressional and Intergovernmental Relations
U.S. Environmental Protection Agency
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

From: Minoli, Kevin
Sent: Wednesday, April 11, 2018 3:39 PM
To: Richardson, RobinH <Richardson.RobinH@epa.gov>
Subject: Re: Left vmail - GM! Time tomorrow @ EMC

I did not ask them before requesting time. I am happy to inform them.

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 3:04 PM, Richardson, RobinH <Richardson.RobinH@epa.gov> wrote:

Quick question, are Ryan and Henry aware?

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From: Richardson, RobinH
Sent: Wednesday, April 11, 2018 11:06 AM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>
Subject: Left vmail - GM! Time tomorrow @ EMC

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on the agenda. Having said that, we are

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Message

From: Fugh, Justina [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=54AFBE2E36D3481C8C52D27BA3979D47-JFUGH]
Sent: 6/15/2018 6:09:01 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: FW: David Apol from OGE Just Called

He left me a voice mail message (that I forwarded to you just for you information). He called just to give us a heads up that OGE is writing another letter to EPA (this time directly to the IG) that references additional allegations of ethics violations for Mr. Pruitt. He said the letter would be posted on their website around noon, but I haven't seen it yet (see <https://www.oge.gov/web/oge.nsf/News+Releases?OpenView>).

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Patrick, Monique
Sent: Friday, June 15, 2018 11:09 AM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: David from OGE Just Called

To speak to Kevin, then you. So I transferred him to your line to leave a message.

Thank you,

Monique S. Patrick

Program Specialist
Notary Public
OGC/IO
Main #564-8064
Direct #564-5534
Room #4020C WJC

Message

From: Elkins, Arthur [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8E6CFEF587834F388791A500A803E7B2-ELKINS, ARTHUR]
Sent: 4/7/2018 12:56:20 AM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
CC: Sheehan, Charles [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b55fd64b0e9c4e98bee51124089110d2-Sheehan, Charles]; Sullivan, Patrick F. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3feabd959c7644b594a53ff4066cc6d3-Sullivan, Patrick F.]; Larsen, Alan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f5c96e714c314c7aa36c27e3181c8fae-Larsen, Alan]; Fugh, Justina [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Re: Referral of Letter from the Office of Government Ethics

Thanks, Kevin. We will process your request, and OGE referral, as a hotline complaint, consistent with our practice as described in your below note. I will speak to my staff on Monday and provide you with more detailed info on the path forward shortly thereafter.

Art

Sent from my iPhone

On Apr 6, 2018, at 8:35 PM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Dear Inspector General Elkins- Late this afternoon I, in my role the Designated Agency Ethics Official, received the attached letter from David J. Apol, Acting Director and General Counsel for the Office of Government Ethics (OGE). The letter cites recent news articles relating to actions or alleged actions of Administrator Pruitt and states that OGE "expects EPA will review and analyze the alleged conduct described" therein. While OGE did not also address its letter to you, we are aware that some or all of the matters included in the letter have been referred to your Office by others.

As you know, the ethics program does not have independent investigatory authority. Rather, if we lack sufficient evidence to assess a potential ethics violation, we have a long-standing practice of referring those matters to the Office of Inspector General. In addition, where we know your Office is investigating a matter, we generally defer to you as the lead on that matter. As a result, I am referring the Office of Government Ethics' letter to you for action as you deem appropriate. As always, the ethics program stands ready to assist your office in any way we can, and are prepared to act should you determine to refer some or all of the matters back to us for administrative action.

Please let us know if you have any questions or if you would like to discuss the letter.

Thank you, Kevin

Kevin S. Minoli

Principal Deputy General Counsel &
Designated Agency Ethics Official
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

<Letter to EPA DAEO.PDF>

Message

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Sent: 4/16/2018 6:14:39 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: notes from the EMC meeting

Hi Kevin,

On Friday, April 13, Dave Apol, Acting Director and General Counsel of the Office of Government Ethics (OGE), spoke to EPA's Executive Management Council at your kind invitation. He was accompanied by Patrick Shepherd of OGE's training and communication staff. Here are the highlights of Dave's talk:

- He expressed appreciation for the opportunity to talk to EPA career leaders about the duty of the civil servant, which is to do our jobs. Mentioned an article in Government Executive called "[How to Serve a President You Don't Like](#)"
- The work of EPA continues, even though we are in the news currently. We as civil servants continue to do our work "enthusiastically and faithfully" to ensure the public's trust. Similarly, OGE, in its work, needs to protect the public interest and public trust.
- We must continue to have faith in our employees and our government. Countries fail not because of invasion but because of a lack of faith and confidence in the integrity of their government and their leaders.
- Studies show that employees' faith in the integrity of their organization derives from their immediate supervisor. If the immediate supervisor behaves ethically, then that knowledge contributes to their perception of the ethical culture of their organization. Your employees look to you for ethical guidance.
- What can you as career leaders do? Talk about ethics to your staff. Regardless of what's going on, talk about the importance of ethics and taking pride in ethical behavior.
- He told the story of Haman and Mordecai from the Book of Esther, but from the perspective of their being government officials. Haman rises to a position of prominence in the government, and the king decrees that all shall bow before Haman. But Mordecai refuses, so Haman decides to kill all of the Jews, starting with Mordecai. In case you don't know all the details of this story, the king is married to Esther, who is related to Mordecai and raised as his daughter. Mordecai tells Esther about the plan, and she prevails upon the king to rescind it. As a result, Haman is hanged and, even today, the mere mention of Haman causes hissing. Dave's point is that it is okay for government officials to disagree with their leaders. We should not be Haman, but rather take our lesson from Mordecai, who told Esther that "perhaps you hold your position for such a time as this."

You said that you will focus for the next 30 days on ethics. You will ask for help from ethics officials in the offices and regions, and committed to Cecil Rodrigues that you will talk to both the RCs and the DRAs when asking for help. You want to make the ethics program more accessible and available. You want to reclaim the ethics identity of EPA and find ways to inspire staff because they own the ethics program too.

You were asked to speak to the political leadership and to find ways to be visible with the politicals so that the message filters down to the career staff. You told the EMC that Matt Leopold wants to protect the integrity of the career staff. You also want to emphasize that employees need to make full disclosure of relevant facts in advance.

You want to take this opportunity to create an “ethics hotline” and to emphasize communication. We received suggestions such as creating talking points for others to share, writing updates, helping people to make individual decisions about “grey” areas, sharing information with each other. You reminded us to be careful about the press and to know all of the facts.

We were encouraged to find an opportunity for an Agency-wide statement on ethics, from a senior political leader (such as Andrew Wheeler or Matt Leopold) that says we want to be better than the bare minimum. Would state that here is the standard and we expect us all to follow it and call us if you have any concerns. Create something like an ethics “elevation” memo.

You should have a presence with the RAs and the DRAs, get on their calls and speak directly to them.

Justina

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Sent: 4/11/2018 7:04:50 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: Re: Left vmal - GM! Time tomorrow @ EMC

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Sent: 4/13/2018 1:35:56 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: I did leave on time yesterday ... sorry to have missed your call

Hi Kevin,
I've sent an email reminder to Dave Apol for today and told him that I'll be standing at the Constitution entrance to EPA East by 10:15 to greet him. I did tell him by voice mail and email about your suggested notes for his talk.

As for your talk, you could

Deliberative Process / Ex. 5

Deliberative Process / Ex. 5

Justina

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Sent: 4/11/2018 4:09:33 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: Re: Left vmal - GM! Time tomorrow @ EMC

Perfect! That will work. I'll let folks know.

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CC: Packard, Elise [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6d4ad4c6abb24f54a2c8c16fa17ba0fd-Packard, El]; Ross, Margaret [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=38caf91847dd4f95810c1f96d918871c-Ross, Margaret]
Subject: breaking news about OGE

Our OGE desk officer called to say that the White House decided that Dave Apol will be the acting director of OGE. This decision overrides Walt Shaub's reorganization that made the Chief of Staff (Shelley Finlayson) the acting director.

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To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: Re: Start time for our session

Hi Kevin. We can definitely start by 10:30-10:35. See you then. Best, Robin

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Hi Robin- Dave Apol, the Acting Director of the Office of Government Ethics is going to join us tomorrow to open our session. He needs to be back to his office by 11:00, which was going to work out perfectly except I saw our start time got pushed to 10:45. If we could even split the difference and start at 10:37 we can make it work. Maybe we can take a shorter break? Sorry to be so difficult! Kevin

Kevin S. Minoli

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Deliberative Process / Ex. 5

Attorney Client / Ex. 5

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To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
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On Apr 11, 2018, at 9:34 AM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Hi Robin- Sorry for not following up yesterday. I am trying to get David Apol, the Acting Director of the Office of Government Ethics, to come join us for the session and was trying to see what he might be able to accommodate. I think we really need an hour, which I say knowing there

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Deliberative Process / Ex. 5

believe it warrants an hour at least. Is there any chance that we could find an extra 30 minutes in addition to what you've already found?

I know it's not easy being the one handling the agenda so thanks for trying to work it out for us.

Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 8:42 AM, Richardson, RobinH
<Richardson.RobinH@epa.gov> wrote:

Hi Kevin – I left a vmail too...would 30 minutes tomorrow, maybe at 11:30am-12:00pm, work? Thank you! Robin

Robin H Richardson
Principal Deputy Associate Administrator
Office of Congressional and Intergovernmental
Relations
U.S. Environmental Protection Agency
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

Message

From: Richardson, RobinH [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2FA5C9EB65DC497C81A8DC9CCDB1FFA7-RICHARDSON, ROBINH]
Sent: 4/11/2018 2:12:27 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: Re: GMI Time tomorrow @ EMC

Hi Kevin - No worries! I understand. Do you have a preference for time of day? We'll make it work. I'm thinking later in the day Thursday or first thing Friday. Thoughts? Maybe Friday first thing? Best, Robin

Robin H Richardson
PDAA/OCIR
202-564-3358 (desk)
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richardson.robinh@epa.gov

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Deliberative Process / Ex. 5

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Principal Deputy Associate Administrator

Office of Congressional and Intergovernmental Relations
U.S. Environmental Protection Agency
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

Message

From: Gwen Cannon-Jenkins [gcannon@oge.gov]
Sent: 10/6/2017 6:05:51 PM
To: Gwen Cannon-Jenkins [gcannon@oge.gov]
Subject: The Role of Agency Leaders in Promoting an Ethical Culture
Attachments: OGE Acting Director Memo to Agency Heads.pdf

DAEOs, ADAEOs, and Primary Points of Contact:

Yesterday, OGE Acting Director David J. Apol sent a memo, by mail, to all executive branch agency heads to remind them of the critical role they play in promoting ethical culture in their organizations. The memo encourages agency leaders to re-double their commitments to ethics in Government, and provides a sample of actions they might take to strengthen their agencies' ethical cultures.

Attached is a copy of the memo. We encourage you to share an electronic copy with your agency head. On Tuesday, we will post a copy of the letter to our website; please do not release the memo externally before it is posted to OGE's website.

Note: The attached version contains a change to the first footnote to update the hyperlink to Secretary Mattis' memo.

Gwendolyn Cannon-Jenkins

US Office of Government Ethics
Administrative Operations Branch
1201 New York Avenue NW
Suite 500
Washington, DC 20005

(e) gcannon@oge.gov
(p)(202) 482-9219

Visit OGE's website: www.oge.gov
Follow OGE on Twitter: @OfficeGovEthics

OGE Confidential Notice: This message may contain Controlled Unclassified Information (CUI) that requires safeguarding or dissemination control under applicable law, regulation, or Government-wide policy. This email, including all attachments, may constitute a Federal record or other Government property that is intended only for the use of the individual or entity to which it is addressed. If you are not the intended recipient or the employee or agent responsible for delivering the transmission to the intended recipient, you are hereby notified that any dissemination, distribution, copying or use of this email or its contents is strictly prohibited. If you have received this email in error, please notify the sender by responding to the email and then immediately delete the email.

Message

From: Mosk, Matthew [Matthew.Mosk@abc.com]
Sent: 6/19/2018 4:11:13 PM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group
(FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]
Subject: procedural question

Hello Mr. Minoli –

I am a reporter with ABC News. I am doing some follow up on a letter that OGE Director David Apol sent you back in April. Mr. Apol has recently suggested in a letter to the EPA IG that he was preparing to launch something he called a “formal corrective action proceeding” regarding reported ethical lapses by the administrator. I was curious if you might know what authority, if any, the OGE has in such matters?

I would appreciate the chance to hear your views on this, either on or off the record, if you wouldn’t mind giving me a call. I can be reached on cell at 202-302-4965.

Thank you so much,

Matthew

Matthew Mosk
Senior Producer, ABC News Investigations
Washington Bureau
matthew.mosk@abc.com
c. 202-302-4965

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/12/2018 12:04:31 AM
To: Fugh, Justina [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Re: here's an answer from Dave Apol

Thanks! So that could work out just right. He could come for 10:30, speak for 10 minutes, and be back at OGE for his 11:00. Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 7:19 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

That I didn't see until just now. Sorry!

From: David J. Apol [<mailto:djapol@oge.gov>]
Sent: Wednesday, April 11, 2018 2:33 PM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: [SPAM-Sender] RE: here you go

Justina and Kevin,

Sorry for not responding sooner. For some reason your email, Kevin, did not make it to my email. I'd be happy to come by and talk to folks if you think that would be helpful. I'm tied up from 10 to 3:30 tomorrow, and on Friday from 11 – 1.

Before coming over, I would like to discuss what points and topics you intend to cover. I'm available to talk after 3:30 today.

Dave

From: Fugh, Justina [<mailto:Fugh.Justina@epa.gov>]
Sent: Wednesday, April 11, 2018 11:19 AM
To: David J. Apol
Subject: here you go

From: Minoli, Kevin
Sent: Tuesday, April 10, 2018 12:45 PM
To: 'Director of OGE' <director@oge.gov>
Subject: Request For Your Participation in a Meeting with EPA Senior Leaders This Thursday or Friday

Dear Director Apol- EPA's Executive Management Council (EMC) is meeting here in DC on Thursday and Friday morning of this week. The EMC is a 24-member body comprised of the top career official from each headquarters and regional office, plus, historically, the Deputy Administrator (because that position is currently vacant, I expect Henry Darwin, our Chief of Operations, will attend instead). I have

made an emergency request for time on the agenda in order to address the current ethics crisis facing the agency, including those included in your letter. I request your assistance, or the assistance of members of your team, to help us plan how best to use the session. If you are available, I request your attendance at least for the opening of the session so that you can underscore the importance of an agency's senior leaders demonstrating their commitment to the Standards of Ethical Conduct – and particularly the importance of the role of career senior leaders in a moment when the conduct of an agency's political leadership fails to demonstrate such a commitment. Please let me know if you and others at OGE are available to assist as we prepare over the next two days. We have not been given a specific time for the session as I asked for the chance to consult with you and schedule around your availability, if possible.

Thank you for your interest in ethics at EPA and your assistance as we address the current situation.

Kevin

Kevin S. Minoli

Principal Deputy General Counsel &
Designated Agency Ethics Official
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

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Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 6/15/2018 6:27:37 PM
To: Fugh, Justina [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Re: David Apol from OGE Just Called

Please call when you get it. Personal Phone / Ex. 6

Kevin S. Minoli
Principal Deputy General Counsel &
Designated Agency Ethics Official
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Jun 15, 2018, at 2:09 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

He left me a voice mail message (that I forwarded to you just for you information). He called just to give us a heads up that OGE is writing another letter to EPA (this time directly to the IG) that references additional allegations of ethics violations for Mr. Pruitt. He said the letter would be posted on their website around noon, but I haven't seen it yet (see <https://www.oge.gov/web/oge.nsf/News+Releases?OpenView>).

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308
North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004
for the zip code) | phone 202-564-1786 | fax 202-564-1772

From: Patrick, Monique
Sent: Friday, June 15, 2018 11:09 AM
To: Fugh, Justina <Fugh.Justina@epa.gov>
Subject: David from OGE Just Called

To speak to Kevin, then you. So I transferred him to your line to leave a message.

Thank you,
Monique S. Patrick
Program Specialist
Notary Public
OGC/IO
Main #564-8064
Direct #564-5534
Room #4020C WJC

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/17/2018 2:19:12 AM
To: Fugh, Justina [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Re: notes from the EMC meeting

Thank you!

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 16, 2018, at 2:14 PM, Fugh, Justina <Fugh.Justina@epa.gov> wrote:

Hi Kevin,

On Friday, April 13, Dave Apol, Acting Director and General Counsel of the Office of Government Ethics (OGE), spoke to EPA's Executive Management Council at your kind invitation. He was accompanied by Patrick Shepherd of OGE's training and communication staff. Here are the highlights of Dave's talk:

- He expressed appreciation for the opportunity to talk to EPA career leaders about the duty of the civil servant, which is to do our jobs. Mentioned an article in Government Executive called "[How to Serve a President You Don't Like](#)"
- The work of EPA continues, even though we are in the news currently. We as civil servants continue to do our work "enthusiastically and faithfully" to ensure the public's trust. Similarly, OGE, in its work, needs to protect the public interest and public trust.
- We must continue to have faith in our employees and our government. Countries fail not because of invasion but because of a lack of faith and confidence in the integrity of their government and their leaders.
- Studies show that employees' faith in the integrity of their organization derives from their immediate supervisor. If the immediate supervisor behaves ethically, then that knowledge contributes to their perception of the ethical culture of their organization. Your employees look to you for ethical guidance.
- What can you as career leaders do? Talk about ethics to your staff. Regardless of what's going on, talk about the importance of ethics and taking pride in ethical behavior.
- He told the story of Haman and Mordecai from the Book of Esther, but from the perspective of their being government officials. Haman rises to a position of prominence in the government, and the king decrees that all shall bow before Haman. But Mordecai refuses, so Haman decides to kill all of the Jews, starting with Mordecai. In case you don't know all the details of this story, the king is married to Esther, who is related to Mordecai and raised as his daughter. Mordecai tells Esther about the plan, and she prevails upon the king to rescind it. As a result, Haman is hanged and, even today, the mere mention of Haman causes hissing. Dave's point is that it is okay for government officials to disagree with their leaders. We should not be Haman, but rather take our

lesson from Mordecai, who told Esther that “perhaps you hold your position for such a time as this.”

You said that you will focus for the next 30 days on ethics. You will ask for help from ethics officials in the offices and regions, and committed to Cecil Rodrigues that you will talk to both the RCs and the DRAs when asking for help. You want to make the ethics program more accessible and available. You want to reclaim the ethics identity of EPA and find ways to inspire staff because they own the ethics program too.

You were asked to speak to the political leadership and to find ways to be visible with the political so that the message filters down to the career staff. You told the EMC that Matt Leopold wants to protect the integrity of the career staff. You also want to emphasize that employees need to make full disclosure of relevant facts in advance.

You want to take this opportunity to create an “ethics hotline” and to emphasize communication. We received suggestions such as creating talking points for others to share, writing updates, helping people to make individual decisions about “grey” areas, sharing information with each other. You reminded us to be careful about the press and to know all of the facts.

We were encouraged to find an opportunity for an Agency-wide statement on ethics, from a senior political leader (such as Andrew Wheeler or Matt Leopold) that says we want to be better than the bare minimum. Would state that here is the standard and we expect us all to follow it and call us if you have any concerns. Create something like an ethics “elevation” memo.

You should have a presence with the RAs and the DRAs, get on their calls and speak directly to them.

Justina

Justina Fugh | Senior Counsel for Ethics | Office of General Counsel | US EPA | Mail Code 2311A | Room 4308 North, William Jefferson Clinton Federal Building | Washington, DC 20460 (for ground deliveries, use 20004 for the zip code) | phone 202-564-1786 | fax 202-564-1772

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Sent: 4/11/2018 7:39:20 PM
To: Richardson, RobinH [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2fa5c9eb65dc497c81a8dc9ccdb1ffa7-Richardson, RobinH]
Subject: Re: Left vmal - GM! Time tomorrow @ EMC

I did not ask them before requesting time. I am happy to inform them.

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 3:04 PM, Richardson, RobinH <Richardson.RobinH@epa.gov> wrote:

Quick question, are Ryan and Henry aware?

Robin H Richardson
PDAA/OCIR
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

On Apr 11, 2018, at 11:51 AM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Let you a vm back. We will take 10:30 Friday. Thanks!

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

From: Richardson, RobinH
Sent: Wednesday, April 11, 2018 11:06 AM
To: Minoli, Kevin <Minoli.Kevin@epa.gov>
Subject: Left vmal - GM! Time tomorrow @ EMC

How about 10:30-11:30 Friday AM? Not everyone will be at the meeting by 9am. Thank you! Robin

Robin H Richardson
PDAA/OCIR
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

On Apr 11, 2018, at 10:28 AM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Let me check first thing Friday with OGE quickly. Is first thing 9:00? 8:30? Thank you!

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Sent: 4/13/2018 1:53:21 PM
To: Richardson, RobinH [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2fa5c9eb65dc497c81a8dc9ccdb1ffa7-Richardson, RobinH]
Subject: Re: Start time for our session

Great. Thanks so much. See you soon. Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 13, 2018, at 8:35 AM, Richardson, RobinH <Richardson.RobinH@epa.gov> wrote:

Hi Kevin. We can definitely start by 10:30-10:35. See you then. Best, Robin

Robin H Richardson
PDAA/OCIR
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

On Apr 12, 2018, at 5:16 PM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Hi Robin- Dave Apol, the Acting Director of the Office of Government Ethics is going to join us tomorrow to open our session. He needs to be back to his office by 11:00, which was going to work out perfectly except I saw our start time got pushed to 10:45. If we could even split the difference and start at 10:37 we can make it work. Maybe we can take a shorter break? Sorry to be so difficult! Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/7/2018 12:35:34 AM
To: Elkins, Arthur [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8e6cfef587834f388791a500a803e7b2-Elkins, Arthur]; Sheehan, Charles [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=b55fd64b0e9c4e98bee51124089110d2-Sheehan, Charles]; Sullivan, Patrick F. [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3feabd959c7644b594a53ff4066cc6d3-Sullivan, Patrick F.]; Larsen, Alan [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f5c96e714c314c7aa36c27e3181c8fae-Larsen, Alan]
CC: Fugh, Justina (Fugh.Justina@epa.gov) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=54afbe2e36d3481c8c52d27ba3979d47-JFUGH]
Subject: Referral of Letter from the Office of Government Ethics
Attachments: Letter to EPA DAEO.PDF

Dear Inspector General Elkins- Late this afternoon I, in my role the Designated Agency Ethics Official, received the attached letter from David J. Apol, Acting Director and General Counsel for the Office of Government Ethics (OGE). The letter cites recent news articles relating to actions or alleged actions of Administrator Pruitt and states that OGE “expects EPA will review and analyze the alleged conduct described” therein. While OGE did not also address its letter to you, we are aware that some or all of the matters included in the letter have been referred to your Office by others.

As you know, the ethics program does not have independent investigatory authority. Rather, if we lack sufficient evidence to assess a potential ethics violation, we have a long-standing practice of referring those matters to the Office of Inspector General. In addition, where we know your Office is investigating a matter, we generally defer to you as the lead on that matter. As a result, I am referring the Office of Government Ethics’ letter to you for action as you deem appropriate. As always, the ethics program stands ready to assist your office in any way we can, and are prepared to act should you determine to refer some or all of the matters back to us for administrative action.

Please let us know if you have any questions or if you would like to discuss the letter.

Thank you, Kevin

Kevin S. Minoli

Principal Deputy General Counsel &
Designated Agency Ethics Official
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

Message

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Kevin S. Minoli

Principal Deputy General Counsel
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I know it's not easy being the one handling the agenda so thanks for trying to work it out for us.

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Message

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US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 10:12 AM, Richardson, RobinH <Richardson.RobinH@epa.gov> wrote:

Hi Kevin - No worries! I understand. Do you have a preference for time of day? We'll make it work. I'm thinking later in the day Thursday or first thing Friday. Thoughts? Maybe Friday first thing? Best, Robin

Robin H Richardson
PDAA/OCIR
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

On Apr 11, 2018, at 9:34 AM, Minoli, Kevin <Minoli.Kevin@epa.gov> wrote:

Hi Robin- Sorry for not following up yesterday. I am trying to get David Apol, the Acting Director of the Office of Government Ethics, to come join us for the session and was trying to see what he might be able to accommodate. I think we really need an hour,

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least. Is there any chance that we could find an extra 30 minutes in addition to what you've already found?

I know it's not easy being the one handling the agenda so thanks for trying to work it out for us.

Kevin

Kevin S. Minoli
Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8040

On Apr 11, 2018, at 8:42 AM, Richardson, RobinH <Richardson.RobinH@epa.gov> wrote:

Hi Kevin – I left a vmail too...would 30 minutes tomorrow, maybe at 11:30am-12:00pm, work? Thank you! Robin

Robin H Richardson
Principal Deputy Associate Administrator
Office of Congressional and Intergovernmental Relations
U.S. Environmental Protection Agency
202-564-3358 (desk)
(b)(6) (cell)
richardson.robinh@epa.gov

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/12/2018 9:16:46 PM
To: Richardson, RobinH [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2fa5c9eb65dc497c81a8dc9ccdb1ffa7-Richardson, RobinH]
Subject: Start time for our session

Hi Robin- Dave Apol, the Acting Director of the Office of Government Ethics is going to join us tomorrow to open our session. He needs to be back to his office by 11:00, which was going to work out perfectly except I saw our start time got pushed to 10:45. If we could even split the difference and start at 10:37 we can make it work. Maybe we can take a shorter break? Sorry to be so difficult! Kevin

Kevin S. Minoli

Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/7/2018 12:23:44 AM
To: Minoli, Kevin [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=c9c0070d651a4625ac20258369f9b050-KMINOLI]

Dear Inspector General Elkins- Earlier this afternoon I, in my role the Designated Agency Ethics Official, received the attached letter from David J. Apol, Acting Director and General Counsel for the Office of Government Ethics (OGE). The letter cites recent news articles relating to actions or alleged actions of Administrator Pruitt and states that the OGE "expects EPA will review and analyze the alleged conduct described" therein. While OGE did not also address its letter to you, we are aware that some or all of the matters it included have been referred to your Office by others.

As you know, the ethics program lacks independent investigatory authority and we have a long-standing practice of referring matters to and then working closely with the Office of Inspector General on potential ethics matters involving waste, fraud, or abuse.

In addition, When the OIG is investigating a matter, we generally defer to your Office as the lead and provide assistance and support to the OIG as you deem appropriate.

Kevin S. Minoli

Principal Deputy General Counsel
Office of General Counsel
US Environmental Protection Agency
Main Office Line: 202-564-8064

Message

From: Minoli, Kevin [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=C9C0070D651A4625AC20258369F9B050-KMINOLI]
Sent: 4/11/2018 1:34:44 PM
To: Richardson, RobinH [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2fa5c9eb65dc497c81a8dc9ccdb1ffa7-Richardson, RobinH]
Subject: Re: GM! Time tomorrow @ EMC

Hi Robin- Sorry for not following up yesterday. I am trying to get David Apol, the Acting Director of the Office of Government Ethics, to come join us for the session and was trying to see what he might be able to accommodate. I think

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integrity of the agency. I believe it warrants an hour at least. Is there any chance that we could find an extra 30 minutes in addition to what you've already found?

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Kevin

Kevin S. Minoli
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